

**TRIBAL COUNCIL MEETING MINUTES
OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES
OF THE FLATHEAD INDIAN NATION, MONTANA**

Volume 24 Number 8
Council Chambers, Pablo, MT

Held: October 26, 2023
Approved: November 2, 2023

MEMBERS PRESENT: Tom McDonald, Chairman; Len TwoTeeth, Vice-Chairman; Martin Charlo, Secretary; Ellie Bundy, Treasurer; Mike Dolson; Jennifer Finley; Carole Lankford; Jim Malatare; and Terry Pitts.

MEMBERS ABSENT: James “Bing” Matt (Gaming Meeting – Las Vegas, Nevada).

OTHERS PRESENT: Jennifer Trahan, Tribal Council Support; James Steele, Sr., Sergeant at Arms; and Abby Dupuis, Recording Secretary.

The meeting was called to **order** at 9:06 a.m. Quorum established. **Jim Malatare** is attending a gaming meeting in Las Vegas and will participate in the council meeting when possible.

The meeting was opened with a **prayer** by Mike Dolson.

The **Tribal Council Meeting Minutes** for October 24, 2023 were presented for approval.

MOTION by Martin Charlo to approve the Tribal Council Meeting Minutes for October 24, 2023, with corrections. Seconded by Len TwoTeeth. Carried, unanimous (9 present).

The **agenda** was presented for approval.

MOTION by Ellie Bundy to approve the agenda, with changes. Seconded by Martin Charlo. Carried, unanimous (9 present).

Chairman McDonald went over the agenda for the next two weeks. There will be no council meeting on October 31, so the next council meeting will be on November 2. The council will be meeting with the Missoula County Commissioners in Missoula on November 7, 2023, so there will be no council meeting that day. There will be no council meeting on November 9, 2023, since it will be a holiday for Veteran’s Day. There will be a chairman’s meeting on November 30.

Martin Charlo gave an update on the meeting with Hecla Mining and their cultural representative. The Elders Committees, Preservation Office, Director of Tribal Resources Management, Dan Decker, and a Kootenai National Forest representative were in attendance. The CSKT expressed their opposition to any exploration or mining activities.

Brian Upton, Legal Department, requested to meet with council in **executive session** to discuss legal matters.

Council reconvened into **regular session**.

Terry Pitts brought up some concerns from Jerry Hamel regarding an easement across tribal land by the old Dixon landing. There are some people doing work in that area by the cabins and are crossing tribal land, and Jerry would like the Lands staff to find out who is doing the work and what they are doing. He would like tribal members to be able to use some tribal equipment such as a backhoe for the Dixon Stock Association since their equipment is broken. He was concerned about an individual that was given a five-year easement to cross tribal land at Coyote Flats. **Mark Couture**, Tribal Lands Department, joined the meeting and advised the easement was just for the corner of the property for the individual to cross tribal land to access the fee land; it is not a long distance easement. It was brought to the council previously. Due to liability reasons the department cannot loan out its equipment to individuals, but the department could enter into a contract to assist with the water line. Mark will follow up on the concerns.

Lisa Shourds, Director of Administrative Services; **John Neiss**, Facilities Maintenance; and **Dan Durglo**, S&K Mission Management; requested approval of SKMM Task Order 6 and Task Order 26B in the amount of \$219,017.00 to complete outstanding projects. Task Order 6 is for stairs, steps, rails, and ramps at various CSKT locations; and Task Order 26B is for the bullet-resistant door project at the Natural Resource Department in Polson. There are sufficient funds in the existing budget.

MOTION by Len TwoTeeth to approve SKMM Task Order 6 and Task Order 26B in the amount of \$219,017.00 to complete outstanding projects. Seconded by Mike Dolson. Carried, 8 for; 1 abstention (Ellie Bundy).

Mike Dolson requested an update on the Bathhouse. **John Neiss** advised part of the Bathhouse will need to be demolished and some of it will need to be abated. The contractor is making a plan and it will come back to council once the report is received.

Zachary Conko-Camel, Mission Valley Power, requested approval of a resolution authorizing the establishment of a new bank account at Eagle Bank for capital reserve.

MOTION by Martin Charlo to approve the resolution authorizing the establishment of a new bank account at Eagle Bank for MVP Capital Reserve. Seconded by Mike Dolson. Carried, 9 for; 0 opposed; 0 not voting.

RESOLUTION 24-013

RESOLUTION AUTHORIZING SETUP AND SIGNATORY AUTHORITY FOR THE ACCOUNT AT EAGLE BANK IN POLSON CALLED MVP CAPITAL RESERVE

BE IT RESOLVED BY THE TRIBAL COUNCIL OF THE CONFEDERATED SALISH AND KOOTENAI TRIBES THAT:

WHEREAS, The Confederated Salish & Kootenai Tribes have entered into a contract with the Department of Interior to manage the power portion of the Flathead Power and Irrigation Project to be hereafter referred to as Mission Valley Power (MVP); and

WHEREAS, the Confederated Salish and Kootenai Tribes designate Eagle Bank of Polson to conduct day to day MVP Capital Reserve business as MVP's designated depository.

WHEREAS, it has become necessary to authorize employee signatures for the MVP Capital Reserve Account.

<u>Account Name</u>	<u>Account Number</u>
MVP Capital Reserve	(tbd)

NOW, THEREFORE, BE IT RESOLVED, by the Tribal Council of the Confederated Salish and Kootenai Tribes that all MVP Capital Reserve account activity on said accounts from Eagle Bank, at Polson, MT, from the approved date of this resolution will be signed by two of the following:

<u>NAME</u>	<u>TITLE</u>
Zachary Conko Camel	General Manager, MVP
Jeanne West	Support Services Manager, MVP
Craig Morigeau	Superintendent of Operations and Construction, MVP
Brandy Incashola	Billing Supervisor, MVP

whose signatures shall be duly certified to said Bank and that no checks against said accounts shall be valid unless so signed.

BE IT FURTHER RESOLVED, that said bank is hereby authorized and directed to honor and pay any checks whether such checks be payable to the order of any such person signing and/or countersigning of said checks. This resolution shall continue forth in the Certification of an authorized representative, accompanying a copy of this resolution when delivered to said bank or in any similar subsequent Certificate until written notice to the contrary is duly served on said bank.

Zachary Conko-Camel, Mission Valley Power; **Michael Wheeler** and **Shane Morigeau**, Legal Department; **Michael McKee** and **Dan Depoe**, Mission Valley Power Utility Board; requested to meet with council in **executive session**.

***** **Break** *****

Velda Shelby and **Janet Camel**, Economic Development Office; **Bret Birk**, Salish Kootenai Housing Authority; **Evan Smith** and **Chauncey Means**, Natural Resources Department; requested to meet with council in **executive session** to give an update.

Council reconvened into **regular session**.

Mike Dolson asked why it is on trust land but not on fee land. **Bret Birk** responded that is an issue for the Tribes and the County to resolve. **Janet Camel** recommended updating Ordinance 48A and for tribal staff to be trained.

MOTION by Len TwoTeeth to approve the revised individual septic permitting process and the press release. Seconded by Martin Charlo. Carried, unanimous (9 present).

Mike Dolson left the meeting for the remainder of the day to attend another meeting.

Ellie Bundy left the meeting for the remainder of the day to go to an appointment.

Velda Shelby and **Janet Camel**, Economic Development Office, gave an update on the revenue and management for the Gray Wolf Park. The CSKT purchased the Coriacan Village Trailer Park in 2007 for the possible development of an RV Park for S&K Gaming. Janet read discussion about the trailer park in the council minutes and wanted it on the record that the trailer park has made money every

year since she took over the management of it. The water and sewer systems are currently at capacity. The discussion continued in **executive session**.

Jim Malatare left the meeting for the remainder of the day to participate in another meeting.

Jordan Thompson, Tribal Executive Office; **Dan Decker** and **Shane Morigeau**, Legal Department; and **Jennifer Cross**, Public Law 280 Program Analyst for the Bureau of Indian Affairs Tribal Judicial Support – Office of Justice Services; requested to meet with council in **executive session**. **Katie Jones** and **Lynsey Gaudio**, Legal Department, were present for discussion.

Council reconvened into **regular session**.

Council **adjourned** at 12:02 p.m., and is scheduled to meet again on Thursday, November 2, 2023, at 9:00 a.m.

CONFEDERATED SALISH AND KOOTENAI TRIBES

/sgnd/

Martin A. Charlo
Tribal Council Secretary